## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kerslick et al.

Appl. No. 09/902,659

Filed: July 12, 2001

For: X-Ray Catheter with Miniature

Art Unit: 3737

Examiner: To be assigned

Atty. Docket: P789 US (1737.2110000/LEA)

Emitter and Focusing Cup

Supplemental Information Disclosure Statement

Commissioner for Patents Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application



does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Applicants have checked the appropriate boxes below.

- This Information Disclosure Statement is being filed within three months of the date of filing of a national application other than a continued prosecution application (CPA), OR within three months of the date of entry of the national stage as set forth in 37 C.F.R. 
   § 1.491 in an international application, OR before the mailing date of a first Office Action on the merits OR before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. 
   § 1.114. No statement or fee is required.
- □ 2. This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection, or Notice of Allowance, or an action that otherwise closes prosecution in the application.
  - □ a. I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
  - □ b. I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
  - □ c. Attached is our Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_ in payment of the fee under 37 C.F.R. § 1.17(p).
- □ 3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice

		of Allow	vance, b	ut before p	ayment of t	he Issue F	ee. Enclosed	find our C	heck
		No	i	n the amo	unt of \$	in p	ayment of th	e fee unde	er 37
		C.F.R. §	3 1.17(p)	; in addition	on:				
	□ a.	I hereby	state th	at each ite	em of infor	mation co	ontained in th	is Informa	ation
		Γ	Disclosu	re Stateme	ent was cite	ed in a cor	nmunication	from a for	eign
		F	patent of	fice in a co	unterpart fo	oreign app	olication not r	nore than t	hree
		n	months p	rior to the	filing of th	is Inform	ation Disclos	ure Staten	nent.
		3	37 C.F.R	. § 1.97(e)	(1).				
	□ b.	I hereby	state th	nat no iten	n of inform	nation in	this Informat	ion Disclo	sure
		S	Statemer	it was cited	l in a comm	unication	from a foreig	n patent o	ffice
		i	n a cou	nterpart fo	oreign appl	ication a	nd, to my kr	owledge	after
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		iı	n 37 C.I	F.R. § 1.56	(c) more th	an three i	nonths prior	to the filin	ig of
		tl	his Info	mation Di	sclosure St	atement.	37 C.F.R. §	1.97(e)(2).	
□ 4.	The do	ocument(s	s) was/w	ere cited i	n a search	report by	a foreign par	ent office	in a
		counterp	oart forei	gn applica	tion. Subm	ission of	an English laı	iguage ver	sion
		of the se	earch re	port that i	ndicates th	e degree	of relevance	found by	the
		foreign o	office is	provided	in satisfact	tion of th	e requiremen	t for a con	ıcise
		explanat	ion of re	elevance. 1	138 OG 37	7, 38.			
□ <i>5</i> .	A con	cise expla	ınation c	of the relev	ance of the	e non-En	glish languag	e docume	nt(s)
		appears l	below:						
<b>□</b> 6.	Copies	s of the do	ocument	s were cite	ed by or su	bmitted t	o the Office	in an IDS	that
		complies	s with 37	7 C.F.R. §	1.98(a)-(c)	in Appli	cation No	, file	:d
			, whic	h is relied	upon for a	ın earlier	filing date ur	der 35 U.	S.C.
		§ 120.	Thus, c	opies of t	hese docu	ments are	not attache	d. 37 C.	F.R.
		§ 1.98(d)	).						

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Linda E. Alcorn

Linda E. Alcorn Attorney for Applicants Registration No. 39,588

Date: 1/14/02

1100 New York Avenue, N.W. Suite 600 Washington, D.C. 20005-3934 (202) 371-2600

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AA3 AB3 N 1 4 2002 AC3 AD3 AF3 AG3 AH3 AJ3 AJ3 AX3 AXAMINER NITIAL AL3 AM3 AN3 AN3 AO3 AP3	DOCUMENT NUMBER 5,012,102 6,148,061 6,275,566 08/701,764 08/806,244 09/756,287	DATE  04/1991 11/2000 08/2001	FILING DATE July 12,  S. PATENT DOCUMENTS  NAME  Gowlett Shefer et al. Chornenky et al. Chornenky et al. Chornenky et al. EIGN PATENT DOCUMENTS	2001 GR 37	SUB-CLASS SUB-	08/1996 02/1997 01/2001 TRANSLATION Yes
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AH3 AI3 AJ3 AK3  XAMINER NITIAL  AL3 AM3 AN3 AO3 AP3				CLASS		Yes No
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